

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

JUSTIN CARTIER,	)	4:08CV3162
	)	
Petitioner,	)	
	)	
v.	)	<b>MEMORANDUM</b>
	)	<b>AND ORDER</b>
NEMAHA COUNTY JAIL,	)	
	)	
Respondent.	)	

This matter is before the court on its own motion. On October 24, 2008, the court denied Petitioner's Motion to Proceed In Forma Pauperis and required the payment of the \$5.00 filing fee no later than November 24, 2008. (Filing No. [7](#).) The court warned Petitioner that failure to comply with its Memorandum and Order would result in dismissal of this matter without further notice. (*Id.*) Petitioner has not paid the \$5.00 filing fee or filed any other response to the court's previous Memorandum and Order.

IT IS THEREFORE ORDERED that:

1. This matter is dismissed without prejudice for failure to pay the court's filing fee and for failure to comply with a court order.
2. A separate judgment will be entered in accordance with this Memorandum and Order.

January 23, 2009.

BY THE COURT:

s/ Joseph F. Bataillon  
Chief United States District Judge